

**DURHAM CITY COUNCIL WORKSESSION
THURSDAY, SEPTEMBER 6, 2007 – 1:00 P.M.
Committee Room – 2nd Floor – City Hall**

Present: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Absent: None.

**SUBJECT: AMENDMENT TO 07-08 CIP ORDINANCE #13428 –
ELDERLY/DISABLED MINIMUM HOUSING REHABILITATION
ASSISTANCE PROGRAM**

MOTION by Council Member Catotti seconded by Council Member Woodard to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:40 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

MOTION by Council Member Woodard seconded by Council Member Catotti to adopt an Ordinance amending the General Capital Improvement Project Ordinance, Fiscal Year 2007-2008, the same being Ordinance #13428 for the purpose of decreasing the appropriation reserve for pending projects and increasing the total appropriation for the Elderly/Disabled Minimum Housing Rehabilitation Assistance Program by \$151,624.00 was approved at 1:40 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

Ordinance # 13478

**SUBJECT: PROPOSED SALE OF PROPERTY AT 1403 TAYLOR STREET PIN
#831-10-45-6066**

MOTION by Council Member Catotti seconded by Council Member Clement to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:40 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

MOTION by Council Member Woodard seconded by Council Member Clement to determine the property at 1403 Taylor Street as surplus;

To authorize the sale of the property under the authority of Section 86 of the City Charter;

To accept the offer to purchase the property located at 1403 Taylor Street; and

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To authorize the City Manager to sell and the Mayor to convey the property by a non-warranty deed and authorize the City Manager to terminate the contract for sale if the contract terms are not fulfilled was approved at 1:41 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**SUBJECT: TECHNICAL AMENDMENT TO HOCK PLAZA PUBLIC STORM
SEWER SYSTEM CONTRACT -CORRECTED
DEVELOPER/CONTRACTOR LEGAL NAME – HOCK
DEVELOPMENT CORPORATION AND ABE UTILITIES
INCORPORATED**

MOTION by Council Member Woodard seconded by Council Member Stith to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:44 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

MOTION by Council Member Woodard seconded by Council Member Clement to authorize the City Manager to negotiate and execute a contract with Hock Development Corporation and Abe Utilities Incorporated, in an amount up to \$1,500,000.00 for the storm sewer system improvements within Pratt Street and Douglas Street; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and the modifications are consistent with the general intent of the existing version of the contract was approved at 1:44 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**SUBJECT: POLICE DEPARTMENT SECURITY CAMERA PROJECT –
UPGRADE OF 10 MEGABIT INTERNET CIRCUIT TO 25
MEGABIT – TIME WARNER CABLE**

MOTION by Council Member Catotti seconded by Council Member Woodard to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:46 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

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MOTION by Council Member Catotti seconded by Council Member Woodard to authorize the City Manager to amend the current contract (Durham's Contract -076682 & TWC Contract – 00014285) with Time Warner Cable (TWC) to upgrade an internet circuit to 25 megabits at an additional cost of \$2,700 per month for 6 months, totaling \$16,200; and

To authorize the City Manager to modify the amendment before execution provided that modifications do not increase the dollar amount of the contract and the modifications are consistent with the general intent of the existing version of the contract was approved at 1:46 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

SUBJECT: DESIGNATION OF VOTING DELEGATE – ANNUAL CONGRESS OF CITIES & EXPOSITION – NOVEMBER 13-17, NEW ORLEANS, LOUISIANA

MOTION by Council Member Woodard seconded by Council Member Clement to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 2:23 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

MOTION by Council Member Woodard seconded by Mayor Pro Tempore Cole-McFadden to appoint Mayor William V. Bell as the voting delegate to attend the National League of Cities' Annual Business Meeting on Saturday, November 17, 2007 at the Congress of Cities in New Orleans, Louisiana was approved at 2:24 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

SUBJECT: WAYNE DRAUGHON

To receive comments from Wayne Draughon requesting 60" grave companion marker be installed at the Maplewood Cemetery.

City Manager Baker stated the city's ordinance stipulates the size of a stone at cemeteries. He noted there was no administrative discretion to allow Mr. Draughon's request and this is why the matter is before council.

Mr. Draughon asked the council to approve his request.

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Council Member Stith spoke in support of Mr. Draughon's request for the 60" grave companion marker.

City Manager Baker stated they may also want to take a look at the present cemetery ordinance to accommodate these types of situations.

MOTION by Council Member Stith seconded by Council Member Catotti to suspend the rules and take action on Mr. Draughon's request was approved at 3:43 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

MOTION by Council Member Clement seconded by Council Member Catotti to approve Mr. Draughon's request to install a 60" grave companion marker at the Maplewood Cemetery was approved at 3:43 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

D. Ann Gray, CMC
City Clerk